

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

X

Somers Construction Services Inc., a.k.a.
Alpha Building and Remodeling, Inc.,
Vasyl VEZHDEL,

NOTICE OF DISMISSAL

Plaintiffs,
-against-

Civil Action Docket No.
07 CV 8341
(RMB)

Elaine L. CHAO, UNITED STATES SECRETARY OF LABOR;
EMPLOYMENT AND TRAINING ADMINISTRATION,
Philadelphia Backlog Processing Center;
UNITED STATES DEPARTMENT OF LABOR;

Defendants.

X

The above-captioned action is hereby voluntarily dismissed without costs or attorney's fees to either party, pursuant to Rule 41(a)(i) of the Federal Rules of Civil Procedure.

Dated: October 30, 2007
Melville, New York

Attorney For Petitioner:

/s/

MICHAEL P. DiRAIMONDO
DiRaimondo & Masi, LLP
401 Broadhollow Road, Suite 302
Melville, New York 11747
(631) 777-5557

CLERK TO CLOSE THIS CASE.

SO ORDERED:
RMB

RICHARD M. BERMAN U.S.D.J.

11/1/07

